

Serial No. 10/667,087
Filed: September 18, 2003

REMARKS

With entry of the present amendment claims 1 to 51 are pending. No claims have been added, canceled, or amended.

This response is accompanied by a Terminal Disclaimer and authorization to charge Deposit Account No. 08-2525 in the amount of \$130.00 to cover the Statutory Disclaimer fee. No additional fees are believed due. However, the Director is hereby authorized to charge any deficit, or credit any overpayment, to Deposit Account No. 08-2525.

PROVISIONAL REJECTION OF CLAIMS 1 TO 43 AND 47 TO 51 ON THE BASIS OF OBVIOUSNESS-TYPE DOUBLE PATENTING

Claims 1 to 43 and 47 to 51 stand rejected under the judicially created doctrine of obviousness-type double patenting over claims 1 to 63 and 67 of copending U.S. Patent Application No. 10/666,594. While not acquiescing to the rejection, Applicants file herewith a Terminal Disclaimer over any patent issuing from U.S. Patent Application No. 10/666,594 because both applications have the same effective filing date and because the filing of a Terminal Disclaimer is not an admission regarding the propriety of the rejection, *Quad Environmental Technologies Corpt. v. Union Sanitary District*, 20 USPQ2d 1392 (Fed. Cir. 1991).

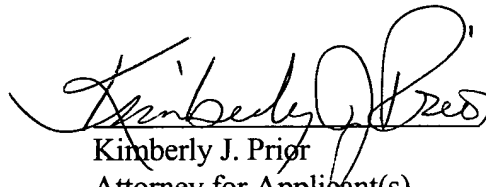
For at least these reasons, Applicants respectfully request reconsideration and withdrawal of this rejection.

The foregoing amendment is fully responsive to the Final Office Action issued May 2, 2006. Applicants submit that Claims 1 to 51 are allowable. Early and favorable consideration is earnestly solicited.

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If the Examiner believes there are other issues that can be resolved by telephone interview, or that there are any informalities remaining in the application which may be corrected by Examiner's Amendment, a telephone call to the undersigned attorney is respectfully solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kimberly J. Prior", written over a horizontal line.

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